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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/729,309	12/05/2003	Gregory M. Dobbs	965-009 Con2	2175
20874	7590	09/14/2005	EXAMINER	
WALL MARJAMA & BILINSKI 101 SOUTH SALINA STREET SUITE 400 SYRACUSE, NY 13202			FLANIGAN, ALLEN J	
			ART UNIT	PAPER NUMBER
			3753	

DATE MAILED: 09/14/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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101 729 309

EXAMINER
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ART UNIT	PAPER
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09122005

DATE MAILED:

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## Commissioner for Patents

The reply filed on 7/15/2005 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The response to the obvious type double patenting rejection of claims 37, 41, 42, 43, 46, and 47 over commonly assigned patent US 6,684,943 is inadequate. This is not a provisional rejection; a proper response consists of either amending or canceling the claims to obviate the rejection, arguing why the rejection is improper, or submitting a Terminal Disclaimer. A mere statement that the applicant is "prepared to submit a terminal disclaimer" is insufficient. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Allen J. Flanigan  
Primary Examiner  
Art Unit: 3753